

REMARKS

The Final Office Action mailed March 18, 2009 considered claims 1-13, 17-21, 23-33 and 38. Claims 1-13, 17-21 and 23-33 and 38 were rejected under 35 U.S.C. 103(a) as being unpatentable over *Sadhu et al.* (US 7,174,348) hereinafter *Sadhu* in view of *Glaser* (US 7,069,547) hereinafter *Glaser*.¹

A. Rejections under 35 U.S.C. 103(a)

Applicant respectfully traverses rejection of claims 1-13, 17-21 and 23-33 and 38 over *Sadhu* in view of *Glaser* at least because the cited references, either alone or in combination, fail to recite each feature recited in the claims.

Nevertheless, Applicant has amended independent claims 1, 23 and 38 to further distinguish them over the cited references. Claim 1 now recites, among other things, "the second application being configured to access the items of data of the artifacts of the first application via the first API, the first application being configured to access the references of the artifacts of the second application via the second API." In addition, claim 23 now recites, among other things, "the second application being configured to access the item of public data of the referenced artifact via the first API, the first application being configured to access the item of public data of the referring artifact via the second API." Claim 38 recites "the second application being configured to access the referenced artifact of the first application via the first API, the first application being configured to access the referring artifact of the second application via the second API." Thus, each of the independent claims 1, 23 and 38 recite various features related to multiple applications that can access and use the artifacts of each other via application program interfaces (APIs).

In contrast, *Sadhu* discloses artifacts created by various software development tools,² but these software development tools do not access and use the artifacts of each other. Instead, *Sadhu* merely discloses a central system that gathers and organizes the artifacts.³ The central system of *Sadhu* does not enable any of these software development tools to access and use the

¹ Although the prior art status of the cited art is not being challenged at this time, Applicant reserves the right to challenge the prior art status of the cited art at any appropriate time, should it arise. Accordingly, any arguments and amendments made herein should not be construed as acquiescing to any prior art status of the cited art.

² See *Sadhu*, at 7:16-20.

³ See *Sadhu*, at 8:6-23.

artifacts of each other. Moreover, *Sadhu* does not disclose any APIs configured to provide such access and such use among these software development tools. *Glaser* also fails to disclose these features.

In addition, Applicant has amended dependent claim 2 to recite "wherein the first application is a defect tracking application; and wherein the second application is a source control application" and dependent claim 3 to recite "wherein the first application is a source control application; and wherein the second application is a defect tracking application." Applicant also amended dependent claim 33 to recite "wherein the first application is a source control application; and wherein the second application is a defect tracking application." In contrast, *Sadhu* does not disclose a source control application and a defect tracking application that access and use the artifacts of each other. *Glaser* also fails to disclose these features.

In view of the foregoing, Applicant respectfully submits that the other rejections to the claims are now moot and do not, therefore, need to be addressed individually at this time. It will be appreciated, however, that this should not be construed as Applicant acquiescing to any of the purported teachings or assertions made in the last action regarding the cited art or the pending application, including any official notice. Instead, Applicant reserves the right to challenge any of the purported teachings or assertions made in the last action at any appropriate time in the future, should the need arise. Furthermore, to the extent that the Examiner has relied on any Official Notice, explicitly or implicitly, Applicant specifically requests that the Examiner provide references supporting the teachings officially noticed, as well as the required motivation or suggestion to combine the relied upon notice with the other art of record.

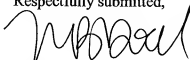
In the event that the Examiner finds remaining impediment to a prompt allowance of this application that may be clarified through a telephone interview, the Examiner is requested to contact the undersigned attorney at (801) 533-9800.

The Commissioner is hereby authorized to charge payment of any of the following fees that may be applicable to this communication, or credit any overpayment, to Deposit Account No. 23-3178: (1) any filing fees required under 37 CFR § 1.16; and/or (2) any patent application and reexamination processing fees under 37 CFR § 1.17; and/or (3) any post issuance fees under 37 CFR § 1.20. In addition, if any additional extension of time is required, which has not

otherwise been requested, please consider this a petition therefore and charge any additional fees that may be required to Deposit Account No. 23-3178.

Dated this 17th day of September, 2009.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "R. Nydegger", written over the typed name.

RICK D. NYDEGGER
Registration No. 28,651
MICHAEL B. DODD
Registration No. 46,437
Attorneys for Applicant
Customer No. 47973

RDN:MBD:crb
2390187_1.DOC